



Attorney Docket: 501015.20501 (24230.53)

3738

10-28

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

**Benjamin Spenser, et al.** : Group Art Unit: 3738

Serial No.: 09/975,750 : Examiner: W. H. Matthews

Filed: October 11, 2001 : Confirmation No.: 9407

For: **IMPLANTABLE PROSTHETIC VALVE**

October 21, 2003

Mail Stop:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RECEIVED**  
OCT 28 2003  
TECHNOLOGY CENTER R3700

**2<sup>nd</sup> SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

S I R:

The references cited on the attached form PTO-1449 are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application and that the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 C.F.R. § 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Respectfully submitted

*William H. Dippert*

William H. Dippert  
Reg. No. 26,723

REED SMITH LLP  
599 Lexington Avenue  
29<sup>th</sup> Floor  
New York, New York 10022  
Tel.: (212) 521-5400; Fax: (212) 521-5450



PTO/SB92 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

### Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Mail Stop:  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on October 21, 2003  
Date

RECEIVED  
OCT 28 2003  
TECHNOLOGY CENTER R3700

William H. Dippert  
Registration No. 26,723

Reed Smith LLP  
599 Lexington Avenue  
29th Floor  
New York, New York 10022-7650  
Tel: 212-521-5400; Fax: 212-521-5450

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Applicant: Benjamin Spenser, et al.  
Serial No: 09/975,750  
Filing Date: October 11, 2001  
For: IMPLANTABLE PROSTHETIC VALVE  
Enclosures: (1) 2nd Supplemental Information Disclosure Statement (1 page) w/IDS Citation (1 page)  
& three cited references; (2) Acknowledgement postcard